# IAP8 Rec'd PCT/PTO 08 DEC 2005

ATTORNEY DOCKET NO. 0074/061001

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Hirokazu SO et al.

Art Unit:

Application No.: filed concurrently

Examiner:

Title: RECORDING MEDIUM, DATA REPRODUCING DEVICE, DATA

RECORDING DEVICE, AND DATA REPRODUCING METHOD

International Application No.: PCT/JP2004/008304

International Filing Date : June 8, 2004

Priority Date

: June 12, 2003

U.S. Filing Date

: December 8, 2005

#### Mail Stop PCT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to their duty of good faith and candor as set forth in 37 CFR 1.56(a), applicants request that the references cited on attached form PTO-1449 (a copy of which is enclosed) be considered by the Examiner in connection with the search of the prior art required by 37 CFR 1.104.

Enclosed also please find a copy of the International Search Report citing two of these references. The relevance of these two references can be seen from the International Search Report.

Please note that the enclosed Japanese Patent Application Publication No. 9-55069 is discussed on page 3 of the specification. The English abstracts for three Japanese Patent Application Publications are also enclosed.

Please note that the English language translations of three Japanese Patent Application Publications are also enclosed. Please also note that these English translations are machine translations provided by the Japan Patent Office and the Japan Patent Office states that the translations may not precisely reflect the original Japanese text.

This Statement is being filed under 37 CFR 1.97(b) prior to the mailing date of a first Office Action on the merits.

Information Disclosure Statement

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It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Applicants' undersigned attorney may be reached at the telephone number listed below. All correspondence should continue to be directed to our address below.

Respectfully submitted,

Date: December 8, 2005

Randolph A. Smith Reg. No. 32,548

## SMITH PATENT OFFICE

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So120805

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EXAMINER DATE CONSIDERED

<sup>\*</sup>Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup>Unique citation designation number. <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WiPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.